



## State of Utah

Department of  
Natural ResourcesMICHAEL R. STYLER  
Executive DirectorDivision of  
Oil, Gas & MiningJOHN R. BAZA  
Division DirectorJON M. HUNTSMAN, JR.  
GovernorGARY R. HERBERT  
Lieutenant Governor

## Representatives Present During the Inspection:

OGM Karl Houskeeper Environmental Scientist III

**Inspection Report**

Permit Number:	C0070045
Inspection Type:	COMPLETE
Inspection Date:	Monday, July 28, 2008
Start Date/Time:	7/28/2008 12:00:00 PM
End Date/Time:	7/28/2008 2:30:00 PM
Last Inspection:	Thursday, June 26, 2008

Inspector: Karl Houskeeper, Environmental Scientist IIIWeather: Cloudy, Temp. 87 Deg. F.

InspectionID Report Number: 1713

Accepted by: jhelfric

7/30/2008

Permittee:

Operator:

Site: **COVOL SITE**Address: **1865 S RIDGE RD, WELLINGTON UT**County: **CARBON**Permit Type: **PERMANENT COAL PROGRAM**Permit Status: **PROPOSED**

## Current Acreages

30.00	Total Permitted
30.00	Total Disturbed
	Phase I
	Phase II
	Phase III

## Mineral Ownership

- ☐ Federal  
☐ State  
☐ County  
☐ Fee  
☐ Other

## Types of Operations

- ☐ Underground  
☐ Surface  
☐ Loadout  
☐ Processing  
☐ Reprocessing

Report summary and status for pending enforcement actions, permit conditions, Division Orders, and amendments:

Gina Rau and Kyle Edwards Covol were present during the Complete Inspection.

See item 21. Immediate attention is required.

Inspector's Signature:

Date

Monday, July 28, 2008

Karl Houskeeper, Environmental Scientist III

Inspector ID Number: 49

**Note:** This inspection report does not constitute an affidavit of compliance with the regulatory program of the Division of Oil, Gas and Mining.
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**REVIEW OF PERMIT, PERFORMANCE STANDARDS PERMIT CONDITION REQUIREMENTS**

1. Substantiate the elements on this inspection by checking the appropriate performance standard.
  - a. For COMPLETE inspections provide narrative justification for any elements not fully inspected unless element is not appropriate to the site, in which case check Not Applicable.
  - b. For PARTIAL inspections check only the elements evaluated.
2. Document any noncompliance situation by reference the NOV issued at the appropriate performance standard listed below.
3. Reference any narratives written in conjunction with this inspection at the appropriate performance standard listed below.
4. Provide a brief status report for all pending enforcement actions, permit conditions, Division Orders, and amendments.

	Evaluated	Not Applicable	Comment	Enforcement
1. Permits, Change, Transfer, Renewal, Sale	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
2. Signs and Markers	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
3. Topsoil	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
4.a Hydrologic Balance: Diversions	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
4.b Hydrologic Balance: Sediment Ponds and Impoundments	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
4.c Hydrologic Balance: Other Sediment Control Measures	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
4.d Hydrologic Balance: Water Monitoring	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
4.e Hydrologic Balance: Effluent Limitations	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
5. Explosives	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
6. Disposal of Excess Spoil, Fills, Benches	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
7. Coal Mine Waste, Refuse Piles, Impoundments	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
8. Noncoal Waste	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
9. Protection of Fish, Wildlife and Related Environmental Issues	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
10. Slides and Other Damage	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
11. Contemporaneous Reclamation	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
12. Backfilling And Grading	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
13. Revegetation	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
14. Subsidence Control	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
15. Cessation of Operations	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
16.a Roads: Construction, Maintenance, Surfacing	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
16.b Roads: Drainage Controls	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
17. Other Transportation Facilities	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
18. Support Facilities, Utility Installations	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
19. AVS Check	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
20. Air Quality Permit	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
21. Bonding and Insurance	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
22. Other	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**1. Permits, Change, Transfer, Renewal, Sale**

Covol has a permit application submitted to the Division which is currently under review. The permit number assigned to this facility is C/007/0045. The following permits and forms were reviewed:

Liability Insurance effective 10/01/07 and expires 10/01/08 (see item 21 for further detail).

Air Quality Permit Approval Order DAQE-AN2952003-05 June 30 2005.

Storm Water Permit #000685 effective Jan. 1, 2007 and expires @ midnight Dec. 31, 2011.

SPCC Plan dated December 16, 2005.

**4.b Hydrologic Balance: Sediment Ponds and Impoundments**

Reviewed first quarter 2008 sediment pond inspection dated January 2, 2008, second quarter 2008 dated April 1, 2008 and third quarter 2008 dated July 3, 2008. No problems were noted.

**8. Noncoal Waste**

Minor noncoal waste was present during the inspection on the east boundary of the facility.

**20. Air Quality Permit**

Approval order DAQE-AN2952003-05 is effective.

**21. Bonding and Insurance**

A bond of \$165,000 is currently posted in the interim permit approval process. This amount is under review and may be adjusted. The current bond is through Western Surety Company of Sioux Falls South Dakota.

The Cancellation Clause contained on the insurance form is unacceptable. The clause contains the language will endeavor to notify the Division within 30 days. The language needs to reflect that the Division will be notified with in 45 days. A copy or example of acceptable language was provided to the operator via e-mail. This modification needs to made as soon as possible to avoid any future compliance action.

The insurance is through Ace American Insurance Co. The minimum amount requirement is met. The certificate holder is ok. The insurance form does not contain explosion coverage, but the permit application indicates in the text that explosives will not be used or kept on site.